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8 Counsel for Defendant DAUM

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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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17 UNITED STATES OF AMERICA,) No. CR-09-0559 WHA / JCS
18 Plaintiff,)
19 vs.)
20 BRIAN DAUM,) STIPULATION AND [PROPOSED]
21 Defendant.) ORDER REGARDING DEFENDANT'S
RELEASE ON BOND
Court: Hon. Joseph C. Spero
Date: August 7, 2009
Time: 10:30 AM

22 The defendant is requesting an order from this Court to be released on bond to a halfway
23 house on August 7, 2009, at 10:30 AM. The halfway house is located at 111 Taylor Street, San
24 Francisco, California, which is within walking distance of this Court. In the event that Mr. Daum
25 is released from this courthouse, undersigned counsel or his investigator will escort Mr. Daum to
26 the halfway house immediately on his release.

27 To the extent that this Court orders that the defendant be released tomorrow, it is the
28 understanding of the parties that Mr. Daum would be returned to FCI Dublin. He would not have
29 the money or other means to transport himself to the halfway house. Further, he would likely be
30 released late-Friday or early-Saturday, making it difficult for counsel to assist in his transport. It
31 is in the interest of public safety that Mr. Daum be delivered from U.S. Marshal custody to the

1 custody of the halfway house in the most expedient manner possible.

2 The parties jointly request that the Court order the U.S. Marshals Service to bring Mr.
3 Daum to this courthouse with his personal clothing and effects so that, in the event that this
4 Court orders his release to the halfway house, he may be ordered released directly from this
5 courthouse.

6

7 SO STIPULATED.

8

9 August 6, 2009

/s/

10 DATED

JOSEPH P. RUSSONIELLO
United States Attorney
Northern District of California
Cynthia Frey
Assistant United States Attorney

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12 August 6, 2009

/s/

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DATED

LOREN STEWART
Assistant Federal Public Defender
Attorney for Brian Daum

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[PROPOSED] ORDER

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The United States Marshals Service is ORDERED to bring Mr. Daum to Court on Friday,
17 August 7, 2009, with his civilian clothing and personal effects such that direct release will be
18 feasible.

19

20 IT IS SO ORDERED.

21

22

23 8/6/9

24

DATED



[PROPOSED] ORDER RE: RELEASE ON
BOND, 09-0559 WHA / JCS